

Current Bill Status – Surviving Bills

March 30, 2001

HB1001
ATOD/TS
State Budget
B Bauer, W Cochran
S: R Meeks, V Simpson
Ways and Means
S: Finance

Appropriates state money for the biennium beginning July 1, 2001 and ending June 30, 2002. Includes provisions regarding use of the tobacco settlement funds. *Amendments made in committee and passed out, 24-1. Amended at 2nd reading and passed 3rd reading 81-18. Senate sponsors: Sens. R Meeks and V Simpson. Provisions for additional funds for addiction services have been included. Bill referred to Senate Finance Committee. Amended in committee, it was passed out 10-5. It was amended at 2nd reading. The bill is on the Senate's third reading calendar. Provisions for tobacco control include \$30 million for two years in the House version and \$40 million for two years in the Senate version. Both versions provides \$20 million over two years for substance abuse treatment.*

HB1007
TS
Speed Limits.
B Hasler, V Becker, T Goodin
S: S Landske
Roads and Transportation
S: Transportation and Interstate Cooperation

Speed limits. Makes it a Class B infraction (subject to a maximum civil judgment of \$1,000) instead of a Class C infraction (subject to a maximum civil judgment of \$500) for a person to violate a speed limit that is imposed in the immediate vicinity of a work site when workers are present. Provides that with the approval of the department of transportation, a person may drive a vehicle a maximum of sixty miles per hour on a highway, and a maximum of seventy miles per hour on a highway on the national system of interstate and defense highways, with certain exceptions. *Introduced this legislation proposed increased fines for speeding through work sites; however, a 2nd reading Rep Wolkins offered an amendment which allows the speed limits to be increased "with the approval of the department of transportation." The amended bill passed the House, 93-2. Senate sponsor is Sen. S Landske. Assigned to Senate Transportation and Interstate Cooperation Committee. The provision for increasing the speed limit was removed in committee. The amended bill passed out, 7-0.*

HB1207
ATOD
Mandatory testing of prisoners.
Wm Crawford
S: P Miller, B Breaux
~~Courts and Criminal Code~~ Public Health
S: Judiciary

Mandatory hepatitis C and HIV testing of prisoners. Provisions include requirements for the department of correction to file an annual report regarding certain statistical information regarding hepatitis C and HIV tests with the executive director of the legislative services agency and that consent of the individual tested is not required. (The introduced version of this bill was prepared by the corrections matters evaluation committee.) *Reassigned to the Public Health Committee. Heard in committee and passed out 11-0. This bill passed out of the House, 96-0. Senate sponsors are Senators Miller and Breaux. It is referred to the Senate Judiciary Committee. A committee hearing is scheduled for April 4, 9 am, in Room 130.*

HB1381
ATOD
Mental health insurance coverage.
S Crosby, G Goeglein
S: S Johnson, M Blade, C Lawson, E Rogers
Insurance, Corporations and Small Business
S: Health & Provider Services

Includes services for substance abuse within the definition of "coverage of services for mental illness", for purposes of the law prohibiting the application of treatment limitations or financial requirements to coverage

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of services for mental illness if similar limitations or requirements do not apply to the coverage of services for other medical or surgical conditions. (The introduced version of this bill was prepared by the Indiana commission on mental health.) *Commission recommendation. Bill amended in committee to apply only to state employee insurance coverage and passed out, 10-3. Referred to Ways & Means Committee. Rep Goeglein added as co-author. Passed out of Ways & Means, 22-0, February 20th. Passed 3rd Reading, 90-3. Senate sponsors: Sens. S Johnson, M Blade, C Lawson, and E Rogers. Assigned to the Senate Health and Provider Services Committee. A hearing has been promised for this bill. It will most probably occur Wednesday morning, April 4th.*

HB1578 *State tax administration and motor vehicles.*

TS

W. Cochran, J Denbo

S: V Simpson, C Sipes

Ways and Means

S: Finance

Contains several provisions including that a driver who commits certain serious traffic violations related to railroad crossings while operating a commercial motor vehicle is disqualified from driving such a vehicle for specified periods. *Amendments made in committee and passed 22-1. Amended at 2nd reading and passed. This bill passed out of the House, 97-0. Senate sponsors are Senators V Simpson and C Sipes. This bill has been referred to the Senate Finance Committee. This bill is scheduled for a hearing on March 29th.*

HB1618 *Blood and breath alcohol concentrations.*

ATOD

P Welch, C Brown, T Brown, T Goodin, Wm Ruppel, D Kruse, P Turner

S: T Wyss

Public Policy, Ethics and Veterans Affairs

S: Public Policy

Reduces from 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Reduces the range of percentages of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute relevant evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated from at least 0.05% but less than 0.10% to at least 0.05% but less than 0.08%. Makes conforming amendments. *Commission/Council recommendation. Several co-authors added. Passed the House, 89-6. Sen. Wyss is the Senate Sponsor for this bill and it has been assigned to the Senate Public Policy Committee. This bill was heard in committee and two amendments were made. One amendment removed the deferral provisions for .08 and .09 per se BACs. The second amendment clarified Indiana's DUI standard penalty so that per se offense and no proof of endangerment garners a Class C misdemeanor while demonstrating dangerous driving becomes a Class A. The bill passed out of committee, 8-3. The bill is ready for 2nd reading.*

HB1729

ATOD/GAME

Gambling

M Lytle, W Friend

S: L Borst, V Simpson, E Rogers, S Landske,

Ways and Means

S: Rules & Legislative Procedures

Gambling. This bill contains numerous provisions regarding gaming in Indiana including a requirement that the Indiana gaming commission adopt rules to enhance programs for the prevention and treatment of problem gambling. It also requires an additional \$1 admissions fee to be deposited into the social services assistance fund. This fund is designated for four areas including addiction services. *This bill passed out of the House 57-43. Senate sponsor: Sen. S Landske, E Rogers, L Borst, V Simpson. It has been assigned to Rules and Legislative Procedures. There is a hearing scheduled for Monday, March 26, "upon adjournment" in Statehouse Room 130. Upon adjournment means that the committee will meet as soon as the Senate adjourns. This bill had two hearings this week.*

HB1781

ATOD

Alcohol and controlled substances.

E Harris, R Kuzman, G Porter, T Goodin

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S: S Landske, R Antich, E Rogers

Courts and Criminal Code

S: Judiciary

Specifies that it is a Class B misdemeanor for a person to be: (1) in a public place or a place of public resort; or (2) in or upon public transportation or in a depot, station, or airport; in a state of intoxication caused by the person's use of alcohol and or a controlled substance. Requires a person to pay the \$200 alcohol and drug countermeasures fee if: (1) the person is found to have committed the offense of operating a tractor-trailer combination or other vehicle recklessly and the person's offense involved the use of alcohol or a controlled substance; or (2) the person is found to have committed the offense of public intoxication or intoxication upon a common carrier and the person's offense involved the operation of a vehicle. Removes a provision that requires a person's driving privileges to be suspended by a court or the bureau of motor vehicles before the person is required to pay the alcohol and drug countermeasures fee. *Amended to cover "crimes, infractions, and delinquent acts" in committee and passed out of committee, 11-0. Corrective amendments were made and accepted at 2nd reading. Passed out of the House, 96-1. The Senate Sponsors are Sens. Landske, Antich, and Rogers. The bill has been assigned to Senate Judiciary Committee. Rep. Goodin was added as a House co-author. This bill was heard in committee. Questions were raised and it was tabled to consider possible amendments. It is scheduled to be heard again April 4th at 9 am in Statehouse Room 130.*

HB1892

ATOD

Methamphetamines

M Dvorak, B Hasler, J Weinzapfel, D Yount

S: R Bray, Wm Alexa

Courts and Criminal Code

S: Judiciary

Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine and narcotic drug. Makes conforming changes to other statutes relating to cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine. Permits a law enforcement agency to dispose of chemical waste used in the production of illegal drugs. Imposes a class D felony for the dumping of chemical drug waste. Creates penalties for possessing anhydrous ammonia. Creates a defense for a person charged with a felony drug offense that is elevated because the person was within 1,000 feet of school property, public park, family housing complex, or youth program center. *ISP/ Commission recommendation. This bill will become the methamphetamine omnibus bill for the Governor's office. Testimony was first heard in committee on Jan 31. The chair appointed Rep. S Mellinger to convene a subcommittee to compile an inclusive proposal for a hearing scheduled on February 14th. The Committee accepted the report and amended bill, passing it out 12-0. The bill passed out of the House, 94-0. The Senate sponsors are: Sens. R Bray and Wm Alexa. This bill has been assigned to Senate Judiciary Committee and is scheduled for a hearing on Wednesday, March 14th at 9 am in Statehouse Room 130. The bill was heard in committee and passed out. The bill was amended at 2nd reading; the amendment reduced transporting using etc. anhydrous ammonia for the manufacture of methamphetamines to a Class A misdemeanor from a Class D felony. This bill was passed out of the Senate, 49-0. It has been referred to the House for concurrence from the House author on the amendments added in the Senate. The author has three choices: he/she can concur, not concur and send it to "conference committee" to work out the differences, or let it die.*

SB05

ATOD

Open alcoholic beverage containers.

Tom Wyss

H: P Welch, S Scholer

Public Policy

H: Public Policy, Ethics and Veterans Affairs

Makes it a Class B infraction for the operator of a motor vehicle, while the motor vehicle is in operation or while the motor vehicle is located on the right-of-way of a public highway, to knowingly allow an alcoholic beverage container that has been opened, that has a broken seal, or from which some of the contents have been removed to be in the passenger compartment of the motor vehicle. Provides certain exceptions. *Hearing scheduled for Tuesday, Feb 28th at 10 am in Room 130 of the Statehouse. This bill was amended by removing the word*

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“knowingly.” The amended bill passed out of committee, 5-2. This bill passed out of the Senate, 29-21. The House sponsors are Reps P Welch and S Scholer. The bill has been assigned to the House Public Policy, Ethics and Veterans Affairs Committee. The bill was heard in committee on Wednesday morning. After discussion, the chair tabled the bill in order to do more research and possibly develop amendments to improve the bill’s chances of passage and ensure it is compliant with federal requirements.

SB08

TS

Blood and breath alcohol concentrations.

T Wyss, S Landske

H: P Welch, C Brown, T Brown, T Goodin

Public Policy

H: Public Policy, Ethics and Veterans Affairs

Reduces from 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Reduces the range of the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute relevant evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated (from at least 0.05% but less than 0.10% to at least 0.05% but less than 0.08%). Makes conforming amendments. *Commission/Council recommendation. At second reading, four amendments were proposed and all were defeated. The bill passed out of the Senate, 42-8. House sponsor: Rep. P Welch. House co-sponsors are Reps. C Brown, T Brown and T Goodin. The bill has been assigned to the Public Policy, Ethics, and Veterans Affairs Committee in the House. This bill was heard in committee on March 28th. The chair proposed two amendments: change effective date to 2003 and an allowance for beer distributors to hold two permits in adjacent counties. The bill passed the committee, 12-1. It is now ready for a 2nd reading.*

SB270

ATOD

Biomedical technology and research trust fund.

L Borst, V Simpson

H: C Brown

Finance

H: Public Health

Deletes an incorrect statement of the purpose of the fund. *Passed out of the Senate, 49-0. Sen. Simpson added as co-author. House sponsors: Rep. C Brown. This bill has been assigned to the House Public Health Committee. This bill is scheduled for a hearing on Tuesday, March 20 at 10 am in the House Chambers. The bill was passed out of committee, 13-0. It has passed 2nd reading.*

SB280

ATOD

Methadone clinic moratorium.

P Miller, C Sipes

H: C Brown, D Frizzell

Health and Provider Services

H: Public Health

Extends the state imposed moratorium on methadone clinics until July 1, 2003. Eliminates the reporting requirements imposed on the division of mental health regarding methadone providers. *Heard in committee on January 24th, passed with amendment 11-0, and passed the Senate, 49-0, on Jan 30th. The House sponsors: Rep C Brown and D Frizzell. This bill was assigned to the House Public Health Committee. It is scheduled for a hearing on Tuesday, March 20 at 10 am in the House Chambers. This bill was passed out of committee. It passed the House, 88-0. It was returned to the House without amendments.*

SB466

TS/ATOD

Implied Consent

W Alexa, T Wyss

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H: M Dvorak, D Young

Public Policy

H: Courts and Criminal Code

Requires a law enforcement officer to offer a chemical test to a person who the officer has reason to believe operated a vehicle that was involved in a fatal ~~accident~~ crash or an ~~accident~~ crash involving serious bodily injury to determine if alcohol, a controlled substance, or a drug is present in the person's body. *Heard in committee on February 13th and passed out, 10-0. Bill passed 2nd reading. Passed out of the Senate, 40-9. House sponsors: Reps. M Dvorak and D Young. The House Committee assignment is Courts and Criminal Code. SB466 was heard in committee on Tuesday, March 21st. Because of their concerns that uninjured drivers not be separated from injured family members/passengers, the bill was referred to a subcommittee to resolve this issue. The subcommittee members are Reps S Mellinger, Rep. Ulmer, and Rep R Foley.*

SB506

TS/ATOD

Court ordered drug and alcohol programs

T Wyss, W Alexa

H: M Dvorak, G Goeglein

Public Policy

H: Courts and Criminal Code

Court ordered drug and alcohol programs. Increases the fees that may be charged for participation in court ordered alcohol and drug programs. Permits the board of directors of the judicial conference to adopt rules governing the certification, operations, and employee qualifications for court alcohol and drug services programs. *Indiana judicial center recommendation endorsed by the Inter Agency Council on Drugs. This bill passed out of committee, 8-0. The bill passed out of the Senate, 48-1. The House sponsors are Reps M Dvorak and G Goeglein. This bill has been assigned to the House Courts and Criminal Code Committee. This bill is scheduled for a hearing on April 3 at 10:30 am in Statehouse Room 319.*